

Docket No.: SYN-0008A

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Jacobus M. LEMMENS et al.

Serial No.: 09/938,816

Filed: August 27, 2001

For: PHARMACEUTICAL COMPOSITIONS COMPRISING AMLODIPINE
MALEATE

: Group Art Unit: 1616
: Examiner : Gollamudi, S.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.97(c)(2), Applicants wish to bring the following information to the Examiner's attention. In connection with a German proceeding involving a German Utility Model Registration, based on the present invention, five (5) patent documents were set forth by a third party in support of their action to nullify the registration. Two (2) of these patent documents are already of record in the present application, namely US 4,879,303 (Davison) and US 5,155,120 (Lazar). The other three (3) patent documents are submitted herewith and are listed on the enclosed PTO-1449 form.

Although the German action was started less than three months ago, the certification under 37 C.F.R. § 1.97(e) does not allow for information submitted by a third party in a foreign legal proceeding. Rather only information from a foreign patent office is stated as an acceptable certification basis. Accordingly, this submission is made under Rule 97(c)(2) instead of (c)(1). Please charge the fee under 37 C.F.R. 1.17(p) in the amount of \$180.00 to our deposit account 16-0607. A duplicate copy of this paper is attached.

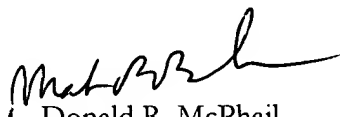
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Consideration of the enclosed patent documents and initialing of the enclosed PTO-1449 form are respectfully requested.

Should the Examiner have any questions regarding this application, she is encouraged to contact Applicants' undersigned representative, Mark R. Buscher (Reg. No. 35, 006) at 703 502 9440.

Respectfully submitted,
FLESHNER & KIM, LLP



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